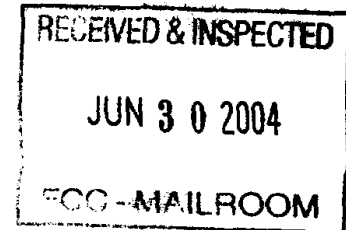




Mike Kirtner
President

DOCKET FILE COPY ORIGINAL



Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20445

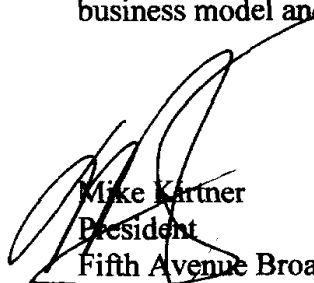
June 21, 2004

Re: MB Docket No. 04-160

1102 Fifth Street
P.O. Box 1150
Huntington, WV
25713
(304) 523-8401
FAX (304) 523-4848

As a small radio broadcaster/owner, I am greatly concerned with satellite radio's disregard of the intent of the agreement reached with the NAB. It is imperative that the satellite industry not be allowed to breach the local market place. The current system of traffic and weather being sat-cast nationally may lead to local inserts on existing sub-carriers. This would be followed by local commercial content being sold in an already strained market place.

Pay television, (HBO, etc) has co-existed nicely by utilizing a national pay scheme. I see no reason that satellite radio should not use the same business model and remain national.


Mike Kirtner
President
Fifth Avenue Broadcasting

No. of Copies rec'd _____
List ABCDE _____